

The Gazette of India

EXTRAORDINARY PART II—Section 3—Sub-section (i) PUBLISHED BY AUTHORITY

No. 128] NEW DELHI, FRIDAY, AUGUST 29, 1958/BHADRA 7, 1880

MINISTRY OF FOOD AND AGRICULTURE

(Department of Food)

ORDER

New Delhi, the 29th August 1958

G.S.R. 758.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (10 of 1955), the Central Government hereby makes the following Order, namely:—

1. Short title, extent and commencement.—(1) This Order may be called the Uttar Pradesh Foodgrains (Export Control) Order, 1958.

(2) It extends to the whole of the State of Uttar Pradesh.

(3) It shall come into force at once.

2. Definitions.—In this Order, unless the context otherwise requires,—

(a) “export” means to take or cause to be taken from any place within the State of Uttar Pradesh to any place outside it;

(b) “foodgrains” means any of the foodgrains specified in the Schedule below;

(c) “State Government” means the Government of the State of Uttar Pradesh.

3. Restrictions on export of Foodgrains.—No person shall export or attempt to export or abet the export of foodgrains except under and in accordance with a permit issued by the State Government or by an officer appointed by the State Government in this behalf:

Provided that nothing contained herein shall apply to the export of foodgrains:—

(i) not exceeding five seers in weight in the aggregate by a *bona fide* traveller as part of his luggage,

or

(ii) on Government account;

or

(iii) under and in accordance with Military Credit Notes.

4. Powers of Entry, Search, Seizure etc.—(1) Any Police Officer not below the rank of Assistant Sub-Inspector and any other person authorised in this behalf by the State Government may, with a view to securing compliance with this Order or to satisfying himself that this Order has been complied with:—

- (i) stop and search or authorise any person to stop and search any person, boat, motor or any vehicle or receptacle used or intended to be used for the export of any foodgrains;
- (ii) enter and search and authorise any person to enter and search any place;
- (iii) seize or authorise the seizure of any article in respect of which he suspects that any provision of this Order has been, is being or is about to be contravened, along with the packages, coverings or receptacles in which such article is found or the animals, vehicles, vessels, boats or conveyances used in carrying such articles and thereafter take or authorise the taking of all measures necessary for securing the production of the packages, coverings receptacles, animals, vehicles, vessels, boats or conveyances so seized, in a court and for their safe custody pending such production.

(2) The provisions of sections 102 and 103 of the Code of Criminal Procedure, 1898, relating to search and seizure shall, so far as may be, apply to searches and seizure under this clause.

5. Repeal.—The Uttar Pradesh Rice (Export Control) Order, 1957, is hereby repealed.

THE SCHEDULE

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| 1. Rice and Paddy. | } | and their products. |
| 2. Maize. | | |
| 3. Jowar. | | |
| 4. Bajra. | | |

[No. 204(42)/58-PYII.]

B. P. BAGCHI, Jt. Secy.